

REMARKS

This Amendment is submitted in response to the Examiner's Action mailed March 28, 2005, with a shortened statutory period of three months set to expire June 28, 2005, extended to July 28, 2005. Claims 1-50 are currently pending. With this amendment, claims 1, 13, 19, 31, 42, and 44 have been amended, and claims 4, 15, 22, and 34 have been canceled.

The formal drawing of Applicants' Figure 2A is submitted herewith.

Applicants have amended the claims to describe the storage device being associated with the client. One example of support for this amendment can be found in the specification on page 5, lines 1-10. The client is incapable of decrypting the encrypted data. One example of support for this amendment can be found in the specification on page 11, line 5, through page 15, line 17. Unencrypted transmission of the data through the client is bypassed. One example of support for this amendment can be found in the specification on page 5, lines 1-10.

The Examiner rejected claims 1-50 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 6,005,939 issued to *Fortenberry*. This rejection, as it might be applied to the claims as amended, is respectfully traversed.

Fortenberry teaches a user sending a request to a passport agent. The passport agent then transmits information about that user to a web site. The request from the user to the passport is encrypted. Before the passport agent sends the information about the user to the web site, the passport agent encrypts the information. The passport agent, then, sends encrypted data to the web site. The user provides a key to the web site for the web site to use to decrypt the information. Thus, the user is capable of decrypting the encrypted information because the user holds the key that is needed in order to be able to decrypt the encrypted data.

Applicants claim the storage device being associated with the client. In *Fortenberry*, the web site is not associated with the user. In fact, *Fortenberry* teaches away from the web site being associated with the user because according to *Fortenberry*, the user wishes to keep the user's identity secret from the web site. See column 2, lines 17-20. Since *Fortenberry* does not teach the web site being associated with the user,

Fortenberry does not anticipate Applicants' claims. Further, *Fortenberry* would not be properly combined with other art because *Fortenberry* teaches away from Applicants' claims.

Applicants claim the client being incapable of decrypting the encrypted data wherein unencrypted transmissions of the data through the client is bypassed. *Fortenberry* teaches a passport agent that transmits encrypted data to the web site. The passport agent encrypts the data. The passport agent assigns an encryption key based on the user's password. The password agent then provides the public key to the user. This public key is required in order to be able to decrypt the encrypted data.

The user then provides the web site with this key for the web site to use to decrypt the encrypted data. Thus, *Fortenberry* teaches the user being able to decrypt the encrypted data that is transmitted from the passport agent to the web site because the user provides the key to use for decryption. If the user has not provided the proper key for the web site to use to decrypt the data, the web site will not be able to decrypt the data. Therefore, *Fortenberry* does not teach the client being incapable of decrypting the encrypted data. *Fortenberry* expressly teaches the user being able to decrypt the data. Because *Fortenberry* does not teach the client being incapable of decrypting the encrypted data, *Fortenberry* does not anticipate Applicants' claims.

In dependent claims, Applicants claim the storage device storing the data in a removable medium that is a compact disc (CD), a digital versatile disc (DVD), a tape cartridge, a tape cassette, holographic disc, or a holographic cube. The Examiner refers to sections of *Fortenberry* that teach some of these devices. However, *Fortenberry* does not teach the web site, which the Examiner appears to believe is analogous to Applicants' storage device, including a removable medium that is one of the devices listed above where the data is stored on one of these devices. Therefore, *Fortenberry* does not anticipate Applicants' claims.

Regarding dependent claims 12, 30, and 43, the Examiner states that *Fortenberry* teaches, at figure 4, block 420, the storage being independent from the user storage. The storage being independent from the user storage is not, however, what Applicants claim. Applicants claim the storage device being independent from the client. The storage device of Applicants' claims receives encrypted data. The data stored in the passport

agent according to block 420 is not the encrypted data Applicants claim is received by Applicants' storage device. The storage referred to in *Fortenberry*'s block 420, is not a storage device that is independent from the client. Therefore, *Fortenberry* does not anticipate Applicants' claims.

The remaining claims depend from the independent claims that describe the storage device being associated with the client and the client being incapable of decrypting the encrypted data. Thus, the remaining claims are believed to be patentable because *Fortenberry* does not teach the features of the dependent claims in combination with the storage device being associated with the client and the client being incapable of decrypting the encrypted data.

For the reasons given above, *Fortenberry* does not anticipate Applicants' claims. The Examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the Examiner such a telephone conference would expedite or aid the prosecution and examination of this application.

DATE: 07.27.05

Respectfully submitted,



Lisa L.B. Yociss
Reg. No. 36,975
Yee & Associates, P.C.
P.O. Box 802333
Dallas, TX 75380
(972) 385-8777
Attorney for Applicants